



Uniform Regulations of Business and Professions

The original URBP bill passed the legislature in 2002, and became effective on January 1, 2003. The statute created a uniform set of procedures, definitions and disciplinary alternatives that could be applied to the Business and Professions Divisions 30 regulatory program areas.

This proposed legislation is needed to make technical corrections and language clarifications. We are proposing these changes now that we have experience administering the original legislation and have also received additional stakeholder input.

What are the benefits?

- The bill established a clear and strong authority for programs to control unlicensed practice.
- The bill defines a list of infractions that justify disciplinary action along with the disciplinary actions available to the programs.
- Changes make clear, consist, standards for a more uniform program administration and eliminates many of the inconsistencies.

What does the proposal offer?

- Needed housekeeping adjustments are made to various provisions of the original bill where the respective roles and responsibilities of the Director and the Disciplinary Boards were somewhat ambiguous.
- Changes are incorporated that expand and better represent the needs of the Real Estate Appraisers by making "failure to exercise diligence" unprofessional conduct.
- Provides for the Director to assign a designee for disciplinary actions against Bail Bond Agents.
- Changes authority for rule adoption and enforcement to the Collection Agency Board from the Director.
- Transfers authority to adoption and implement rules to the Geologist Board from the Director.
- Provides for the Director to assign a designee for disciplinary action against Private Investigators.
- Provides for the Director to assign a designee for disciplinary action against Security Guards.

Why should these changes be approved?

- The original bill has proven to be successful allowing the department to enforce consumer safety through statutory enforcement.
- The changes are consistent with the original bills intent to serve the public with efficient and effective service.
- The changes provide needed tools that will allow programs to be more effective and responsive to citizens concerns.
- The changes follow the Governor's order to make state government regulations easier to understand through Plain Talk.
- The changes bring the program and URBP statutes into alignment to address misunderstandings and inconsistencies. Therefore, these changes will enhance licensee and stakeholder understanding of program provisions and requirements.